THE HONOURABLE SRI JUSTICE C.V. RAMULU

WRIT PETITION NO.8475 OF 1997

DATED: 24-01-2007

Between:

K. Sudhakar Rao

.. Petitioner

and

The District Collector and the President, District Scheduled Castes Service Co-operative Society Limited, Nellore and others.

.. Respondents

THE HONOURABLE SRI JUSTICE C.V. RAMULU

WRIT PETITION NO.8475 OF 1997

ORDER:

This writ petition is filed seeking a mandamus declaring the proceedings in Rc.No.C2/243/91 dated 04.04.1997 of the 2nd respondent, as arbitrary and illegal; and consequently to direct the respondents to continue the petitioner as Assistant Engineer at Naidupet Section of District Scheduled Castes Service Co-operative Society Limited, Nellore.

There is no necessity of going into all the details. While admitting the writ petition, on 29.04.1997, the impugned transfer order was suspended. However, after filing a vacate petition, the same was vacated holding that, *prima facie*, it cannot be said that the impugned order dated 04.04.1997 was passed with a malafide intention and further the 2nd respondent was directed to consider the representation of the writ petitioner sympathetically for his posting in Prakasam District. It was further held that the Managing Director of A.P. Schedule Castes Co-operative Finance Corporation Limited, Hyderabad may also consider the representation of the writ petitioner sympathetically regarding his posting in Prakasam District.

In view of the above, the cause in the writ petition does not survive for adjudication and the petition has become infructuous.

Therefore, the writ petition is dismissed as infructuous. There shall be no order as to costs.

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C.V. RAMULU, J

24th January 2007.
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